IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA MACON DIVISION

CLEVELAND WEBSTER, :

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Petitioner

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vs. : NO. 5:04-CR-22 (WDO)

NO. 5:06-CV-317 (WDO)

UNITED STATES OF AMERICA,

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Respondent : <u>ORDER</u>

Before the Court is petitioner **CLEVELAND WEBSTER'S** motion for leave to proceed *in forma pauperis* on appeal (# 69). On June 26, 2007, the undersigned denied petitioner the issuance of a certificate of appealability, which renders the motion to proceed *in forma pauperis* moot.

Therefore, petitioner's motion to proceed *in forma pauperis* on appeal is **DENIED AS**MOOT.

SO ORDERED, this 19th day of July, 2007.

S/

WILBUR D. OWENS, JR. UNITED STATES DISTRICT JUDGE

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